

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

ALLFIRST BANK

*

Plaintiff,

*

v.

*

CASE NO.: 1:01-CV-786

JOHN M. ORTENZIO

*

Defendant.

*

JOINT STATUS REPORT

____Plaintiff, Allfirst Bank, and Defendant, John M. Ortenzio, by their respective undersigned counsel, provide the following joint status report regarding the pending adversary proceeding in *In Re CCI Construction, Inc.*, Case No.: 1-00-02239-RJW-1, Adversary No.: 1-01-00011A, instituted by the Debtor against Allfirst.

1. A status conference in open court was held before United States Bankruptcy Judge John Thomas on May 5, 2003. At the status conference, it was agreed that the first part of September would be a convenient time for the Court and opposing counsel to try the preference action. No date was set pending the scheduling of a conference call with Judge Thomas. As of the date of this joint status report, no conference call has been held and no specific date for the trial has been set.

2. Just prior to the May 5, 2003 status conference, The St. Paul Companies,

an intervener in the preference action, filed a motion for partial summary judgment on one of the challenged transfers. Allfirst has opposed this motion and has moved for full summary judgment as to the three challenged transfers. These motions are pending, and no hearing has been set.

Edward I. Swichar
BLANK ROME COMISKY
& MCCAULEY LLP
One Logan Square
Philadelphia, PA 19103

Counsel for Defendant

Lawrence J. Gebhardt
Ramsay M. Whitworth
GEBHARDT & SMITH, LLP
401 East Pratt Street
Baltimore, Maryland 21202

Counsel for Plaintiff